

Appl. No. : 10/647,065  
Filed : August 22, 2003

### REMARKS

Claims 1-28 are pending in this application. Claims 29-250 have been canceled as drawn to nonelected inventions. Paragraphs [0320] and [0369] of the specification have been amended to correct cross-references to copending applications.

#### Obviousness-Type Double Patenting Rejection

Claims 1-28 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-28 of U.S. Pat. No. 6,702,857. Applicants herewith submit a terminal disclaimer over U.S. Pat. No. 6,702,857.

#### Provisional Obviousness-Type Double Patenting Rejection

Claims 1-28 have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-13 of copending U.S. Application No. 10/768,889. Applicants herewith submit a terminal disclaimer over U.S. Application No. 10/768,889.

#### Conclusion

In view of the foregoing amendments and remarks, it is respectfully submitted that the present application is in condition for allowance. Should the Examiner have any remaining concerns that might prevent the prompt allowance of the application, the Examiner is respectfully invited to contact the undersigned at the telephone number below.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 10/23/06

By: 

Rose M. Thiessen  
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Please Direct All Correspondence to Customer Number **20995**

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***Right of Assignee and Ownership***

In accordance with 37 C.F.R. § 3.73(b), Assignee represents that it is the owner of a 100 percent interest in the above-identified application and co-owned, Patent No. 6,702,857, all by virtue of an assignment recorded at Reel No. 016589, Frame No. 0135 by the Assignment Branch of the Patent and Trademark Office. The Assignee represents that, to the best of Assignee's knowledge and belief, title is in the Assignee seeking to take action.


***Empowerment of Attorney***

Pursuant to 37 C.F.R. 1.321(a) the undersigned attorney of record is empowered to act on behalf of the Assignee, by virtue of a Power of Attorney.

This Terminal Disclaimer is accompanied by the \$65 fee set forth in 37 C.F.R. § 1.20(d).

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR LLP



Date: October 23, 2006

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